



Ernie Fletcher
Governor

Mark David Goss
Chairman

LaJuana S. Wilcher, Secretary
Environmental and Public
Protection Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

Teresa J. Hill
Vice Chairman

Christopher L. Lilly
Commissioner
Department of Public Protection

Joseph Harold Durbin
771 Hubbards Lane
Bardstown, KY 40004

August 29, 2006

RE: Case No. 2005-00379

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

BOD/jc
Enclosure



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Honorable Holland N. McTyeire, V
Attorney at Law
Greenebaum Doll & McDonald PLLC
3300 National City Tower
101 South Fifth Street
Louisville, KY 40202-3197

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Ronald Ripley
American Cellular Corporation
14201 Wireless Way
Oklahoma City, OK 73134

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOSEPH HAROLD DURBIN)	
)	CASE NO.
COMPLAINANT)	2005-00379
)	
V.)	
)	
CELLULAR ONE)	
)	
DEFENDANT)	

O R D E R

On September 19, 2005, the Complainant, Joseph Harold Durbin (“Mr. Durbin”), filed a complaint against American Cellular Corporation d/b/a Cellular One (“American Cellular”). American Cellular filed its answer on October 20, 2005. The Commission propounded data requests to Mr. Durbin and American Cellular on July 24, 2006. American Cellular’s response indicated that Mr. Durbin was no longer a customer of American Cellular.¹ Mr. Durbin did not respond to the data requests by August 8, 2006 – the deadline for answering – and has not responded to the data requests in the intervening weeks.

IT IS THEREFORE ORDERED that:

1. Within 10 days of the date of this Order, Complainant shall file with the Commission his response to the July 24, 2006 data requests.

¹ See Response to Data Request No. 2.

2. If no such filing is received within the time allowed herein, the complaint shall be dismissed without prejudice and this case shall be closed.

Done at Frankfort, Kentucky, this 29th day of August, 2006.

By the Commission

ATTEST:

Executive Director